

**2011 DRAFTING REQUEST**

**Bill**

Received: **12/23/2010**

Received By: **emueller**

Wanted: **As time permits**

Companion to LRB:

For: **Administration-Budget**

By/Representing: **Byrnes**

May Contact:

Drafter: **emueller**

Subject: **Transportation - mass trnst/rail**

Addl. Drafters:

Extra Copies: **ARG**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

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**Pre Topic:**

DOA:.....Byrnes, BB0166 -

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**Topic:**

Mass transit operating aids amounts and funding source.

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**Instructions:**

See attached

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**Drafting History:**

| <u>Vers.</u> | <u>Drafted</u>         | <u>Reviewed</u>       | <u>Typed</u>           | <u>Proofed</u> | <u>Submitted</u>       | <u>Jacketed</u> | <u>Required</u> |
|--------------|------------------------|-----------------------|------------------------|----------------|------------------------|-----------------|-----------------|
| /?           |                        |                       |                        | _____          |                        |                 | State           |
| /1           | emueller<br>01/11/2011 | nnatzke<br>01/12/2011 | jfrantze<br>01/12/2011 | _____          | mbarman<br>01/12/2011  |                 | S&L             |
| /2           | emueller<br>02/01/2011 | nnatzke<br>02/02/2011 | rschluet<br>02/03/2011 | _____          | lparisi<br>02/03/2011  |                 | S&L             |
| /3           | emueller<br>02/07/2011 | nnatzke<br>02/09/2011 | jfrantze<br>02/09/2011 | _____          | sbasford<br>02/09/2011 |                 |                 |

Vers.      Drafted      Reviewed      Typed      Proofed      Submitted      Jacketed      Required

FE Sent For:

**<END>**

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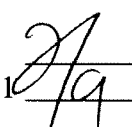
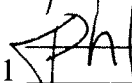
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See attached

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| /?           |                        |                       |                        |   |                       |                 | State           |
| /1           | emueller<br>01/11/2011 | nnatzke<br>01/12/2011 | jfrantze<br>01/12/2011 |  | mbarman<br>01/12/2011 |                 | S&L             |
| /2           | emueller<br>02/01/2011 | nnatzke<br>02/02/2011 | rschluet<br>02/03/2011 |  | lparisi<br>02/03/2011 |                 |                 |

1/3 EUN 2/7/11

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### Topic:

Mass transit operating aids amounts and funding source.

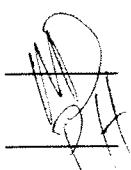

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### Instructions:

See attached

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### Drafting History:

| <u>Vers.</u> | <u>Drafted</u>            | <u>Reviewed</u>       | <u>Typed</u>  | <u>Proofed</u>  | <u>Submitted</u>      | <u>Jacketed</u> | <u>Required</u> |
|--------------|---------------------------|-----------------------|---|---|-----------------------|-----------------|-----------------|
| /?           |                           |                       |   |  |                       |                 | State           |
| /1           | emueller<br>01/11/2011    | nnatzke<br>01/12/2011 | jfrantze<br>01/12/2011  |   | mbarman<br>01/12/2011 |                 | State           |
| /2           | emueller<br>EVM<br>2/1/11 | 1/2 nwn<br>2/2        |  |   |                       |                 |                 |

FE Sent For:

<END>

**Mueller, Eric**

---

**From:** Byrnes, Tyler - DOA [Tyler.Byrnes@wisconsin.gov]**Sent:** Thursday, January 27, 2011 3:40 PM**To:** Mueller, Eric**Subject:** LRB-0799/1 - Transit Operating Aids

Eric,

Could you set the amounts for tiered transit operating aids as follows (leave Tier A-3 at \$0):

|          | <u>CY12</u> | <u>CY13</u> |
|----------|-------------|-------------|
| Tier A-1 | 61,724,900  | 55,552,400  |
| Tier A-2 | 16,219,200  | 14,597,300  |
| Tier B   | 23,267,200  | 20,940,500  |
| Tier C   | 5,267,000   | 4,740,300   |

And could you make the effective date of the shift of funding source from the transportation fund to the general fund effective the second year of the biennium, instead of both?

Thanks,

Tyler

1/31/2011

# **2011 DRAFTING REQUEST**

## **Bill**

Received: **12/23/2010**

Received By: **emueller**

Wanted: **As time permits**

Companion to LRB:

For: **Administration-Budget**

By/Representing: **Byrnes**

May Contact:

Drafter: **emueller**

Subject: **Transportation - mass trnst/rail**

Addl. Drafters:

Extra Copies: **ARG**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

## **Pre Topic:**

DOA:.....Byrnes, BB0166 -

## **Topic:**

Change funding source for mass transit operating aids from transportation fund to general fund.

## **Instructions:**

See attached

## **Drafting History:**

| <u>Vers.</u> | <u>Drafted</u>         | <u>Reviewed</u>       | <u>Typed</u>           | <u>Proofed</u> | <u>Submitted</u>      | <u>Jacketed</u> | <u>Required</u> |
|--------------|------------------------|-----------------------|------------------------|----------------|-----------------------|-----------------|-----------------|
| /?           |                        |                       |                        |                |                       |                 | State           |
| /1           | emueller<br>01/11/2011 | nmatzke<br>01/12/2011 | jfrantze<br>01/12/2011 |                | mbarman<br>01/12/2011 |                 |                 |

FE Sent For:

**<END>**

**2011 DRAFTING REQUEST**

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Wanted: **As time permits**

Companion to LRB:

For: **Administration-Budget**

By/Representing: **Byrnes**

May Contact:

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Subject: **Transportation - mass trnst/rail**

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**Pre Topic:**

DOA:.....Byrnes, BB0166 -

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**Topic:**

Change funding source for mass transit operating aids from transportation fund to general fund.


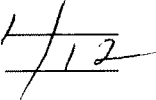
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**Instructions:**

See attached

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**Drafting History:**

| <u>Vers.</u> | <u>Drafted</u> | <u>Reviewed</u>        | <u>Typed</u>  | <u>Proofed</u>  | <u>Submitted</u> | <u>Jacketed</u> | <u>Required</u> |
|--------------|----------------|------------------------|---|---|------------------|-----------------|-----------------|
| 1/2          | emueller       | 1/11/12 <sup>nwn</sup> |  |  |                  |                 |                 |
| 1/1          | em 1/11/11.    |                        |   |   |                  |                 |                 |

FE Sent For:

<END>

**Mueller, Eric**

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**From:** Hanaman, Cathlene  
**Sent:** Thursday, December 23, 2010 1:25 PM  
**To:** Gary, Aaron; Mueller, Eric  
**Subject:** FW: Statutory Language Drafting Request

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**From:** DOADLBASADMININTERNETSHAREPOINT@WI.GOV  
[mailto:DOADLBASADMININTERNETSHAREPOINT@WI.GOV]  
**Sent:** Thursday, December 23, 2010 1:17 PM  
**To:** Hanaman, Cathlene  
**Cc:** Shayna.Hetzel@wisconsin.gov; Thornton, Scott - DOA; Grinde, Kirsten - DOA  
**Subject:** Statutory Language Drafting Request

Topic: Transit Operating Aids Funding Change

Tracking Code: BB0166

SBO Team: TTO

SBO Analyst: Byrnes, Tyler - DOA  
Phone: (608) 266-1039  
E-mail: Tyler.Byrnes@Wisconsin.gov

Agency Acronym: WisDOT

Agency Number: 395

Priority: Medium

Intent:

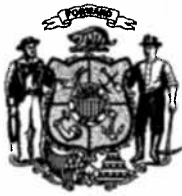
Please prepare a draft that changes the funding source of all tiers of transit operating aids from the transportation fund to the general fund.

Changing statutes to indicate that appropriations under ss. 20.395 (1)(hr), (1)(hs), (1)(ht), (1)(hu) and (1)(hw) are funded from the general fund should be sufficient to accomplish the funding shift.

Attachments: False

12/23/2010





State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-0799/1

EVM: f....

nwn

RME

DOA:.....Byrnes, BB0166 - Change funding source for mass transit operating aids from transportation fund to general fund.

**FOR 2011-13 BUDGET -- NOT READY FOR INTRODUCTION**

1/11/11

SAV  
x-ref

1 AN ACT <sup>don't gen.</sup>...; relating to: the budget.

*Analysis by the Legislative Reference Bureau*

**TRANSPORTATION**

**TRANSPORTATION AIDS**

Under current law, DOT provides state aid payments to local public bodies in urban areas served by mass transit systems to assist the local public bodies with the expenses of operating those systems.

This bill changes the funding source for mass transit operating aids from the transportation fund to the general fund.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

2 SECTION 1. 20.395 (1) (hr) of the statutes is renumbered 20.395 (1) (ha) and  
3 amended to read:

4 20.395 (1) (ha) Tier B transit operating aids, state funds. The From the general  
5 fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 7.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

**History:** 1971 c. 40 s. 93; 1971 c. 42, 107; 1971 c. 125 ss. 122 to 137, 522 (1); 1971 c. 197, 211, 215, 307; 1973 c. 90, 142, 243, 333, 336; 1975 c. 39; 1975 c. 163 s. 16; 1975 c. 200, 224, 270, 288, 340, 422; 1977 c. 29, 377, 418; 1979 c. 34 ss. 322e to 420, 574, 575; 1979 c. 221; 1981 c. 20 ss. 238 to 300, 2202 (51) (c), (e); 1981 c. 165, 234; 1981 c. 314 s. 146; 1981 c. 347 s. 80; 1981 c. 362; 1983 a. 27 ss. 270g to 315, 2202 (20); 1983 a. 243; 1985 a. 29 ss. 357 to 402, 3202 (51) (a); 1985 a. 65, 76, 341; 1987 a. 27, 137, 349, 369, 399, 403; 1989 a. 31, 56; 1991 a. 39, 104, 239, 269; 1993 a. 16, 285, 354, 437; 1995 a. 27, 113, 201, 338, 445; 1997 a. 27, 35, 135, 237, 255; 1999 a. 9, 109, 146, 167, 185; 2001 a. 16, 104, 109; 2003 a. 33, 64, 139, 220, 320; 2005 a. 25, 319, 335; 2007 a. 20, 42; 2009 a. 28, 224, 226, 276.

1 **SECTION 2.** 20.395 (1) (hs) of the statutes is renumbered 20.395 (1) (hb) and

2 amended to read:

3 20.395 (1) (hb) *Tier C transit operating aids, state funds.* The From the general

4 fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 8.✓

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

**History:** 1971 c. 40 s. 93; 1971 c. 42, 107; 1971 c. 125 ss. 122 to 137, 522 (1); 1971 c. 197, 211, 215, 307; 1973 c. 90, 142, 243, 333, 336; 1975 c. 39; 1975 c. 163 s. 16; 1975 c. 200, 224, 270, 288, 340, 422; 1977 c. 29, 377, 418; 1979 c. 34 ss. 322e to 420, 574, 575; 1979 c. 221; 1981 c. 20 ss. 238 to 300, 2202 (51) (c), (e); 1981 c. 165, 234; 1981 c. 314 s. 146; 1981 c. 347 s. 80; 1981 c. 362; 1983 a. 27 ss. 270g to 315, 2202 (20); 1983 a. 243; 1985 a. 29 ss. 357 to 402, 3202 (51) (a); 1985 a. 65, 76, 341; 1987 a. 27, 137, 349, 369, 399, 403; 1989 a. 31, 56; 1991 a. 39, 104, 239, 269; 1993 a. 16, 285, 354, 437; 1995 a. 27, 113, 201, 338, 445; 1997 a. 27, 35, 135, 237, 255; 1999 a. 9, 109, 146, 167, 185; 2001 a. 16, 104, 109; 2003 a. 33, 64, 139, 220, 320; 2005 a. 25, 319, 335; 2007 a. 20, 42; 2009 a. 28, 224, 226, 276.

5 **SECTION 3.** 20.395 (1) (ht) of the statutes is renumbered 20.395 (1) (hc)✓ and

6 amended to read:

7 20.395 (1) (hc) *Tier A-1 transit operating aids, state funds.* The From the

8 general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m)

9 (a) 6. cm.✓

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

**History:** 1971 c. 40 s. 93; 1971 c. 42, 107; 1971 c. 125 ss. 122 to 137, 522 (1); 1971 c. 197, 211, 215, 307; 1973 c. 90, 142, 243, 333, 336; 1975 c. 39; 1975 c. 163 s. 16; 1975 c. 200, 224, 270, 288, 340, 422; 1977 c. 29, 377, 418; 1979 c. 34 ss. 322e to 420, 574, 575; 1979 c. 221; 1981 c. 20 ss. 238 to 300, 2202 (51) (c), (e); 1981 c. 165, 234; 1981 c. 314 s. 146; 1981 c. 347 s. 80; 1981 c. 362; 1983 a. 27 ss. 270g to 315, 2202 (20); 1983 a. 243; 1985 a. 29 ss. 357 to 402, 3202 (51) (a); 1985 a. 65, 76, 341; 1987 a. 27, 137, 349, 369, 399, 403; 1989 a. 31, 56; 1991 a. 39, 104, 239, 269; 1993 a. 16, 285, 354, 437; 1995 a. 27, 113, 201, 338, 445; 1997 a. 27, 35, 135, 237, 255; 1999 a. 9, 109, 146, 167, 185; 2001 a. 16, 104, 109; 2003 a. 33, 64, 139, 220, 320; 2005 a. 25, 319, 335; 2007 a. 20, 42; 2009 a. 28, 224, 226, 276.

10 **SECTION 4.** 20.395 (1) (hu) of the statutes is renumbered 20.395 (1) (hd) and

11 amended to read:

12 20.395 (1) (hd) *Tier A-2 transit operating aids, state funds.* The From the

13 general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m)

14 (a) 6. d.✓

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

**History:** 1971 c. 40 s. 93; 1971 c. 42, 107; 1971 c. 125 ss. 122 to 137, 522 (1); 1971 c. 197, 211, 215, 307; 1973 c. 90, 142, 243, 333, 336; 1975 c. 39; 1975 c. 163 s. 16; 1975 c. 200, 224, 270, 288, 340, 422; 1977 c. 29, 377, 418; 1979 c. 34 ss. 322e to 420, 574, 575; 1979 c. 221; 1981 c. 20 ss. 238 to 300, 2202 (51) (c), (e); 1981 c. 165, 234; 1981 c. 314 s. 146; 1981 c. 347 s. 80; 1981 c. 362; 1983 a. 27 ss. 270g to 315, 2202 (20); 1983 a. 243; 1985 a. 29 ss. 357 to 402, 3202 (51) (a); 1985 a. 65, 76, 341; 1987 a. 27, 137, 349, 369, 399, 403; 1989 a. 31, 56; 1991 a. 39, 104, 239, 269; 1993 a. 16, 285, 354, 437; 1995 a. 27, 113, 201, 338, 445; 1997 a. 27, 35, 135, 237, 255; 1999 a. 9, 109, 146, 167, 185; 2001 a. 16, 104, 109; 2003 a. 33, 64, 139, 220, 320; 2005 a. 25, 319, 335; 2007 a. 20, 42; 2009 a. 28, 224, 226, 276.

1           **SECTION 5.** 20.395 (1) (hw) of the statutes is renumbered 20.395 (1) (he) <sup>✓</sup> and  
2       amended to read:

3           20.395 (1) (he) *Tier A-3 transit operating aids, state funds.* The ~~From the~~  
4       general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m)  
5       (a) 6. e. <sup>✓</sup>

\*\*\*\*NOTE: This SECTION involves a change <sup>✓</sup> in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

**History:** 1971 c. 40 s. 93; 1971 c. 42, 107; 1971 c. 125 ss. 122 to 137, 522 (1); 1971 c. 197, 211, 215, 307; 1973 c. 90, 142, 243, 333, 336; 1975 c. 39; 1975 c. 163 s. 16; 1975 c. 200, 224, 270, 288, 340, 422; 1977 c. 29, 377, 418; 1979 c. 34 ss. 322e to 420, 574, 575; 1979 c. 221; 1981 c. 20 ss. 238 to 300, 2202 (51) (c), (e); 1981 c. 165, 234; 1981 c. 314 s. 146; 1981 c. 347 s. 80; 1981 c. 362; 1983 a. 27 ss. 270g to 315, 2202 (20); 1983 a. 243; 1985 a. 29 ss. 357 to 402, 3202 (51) (a); 1985 a. 65, 76, 341; 1987 a. 27, 137, 349, 369, 399, 403; 1989 a. 31, 56; 1991 a. 39, 104, 239, 269; 1993 a. 16, 285, 354, 437; 1995 a. 27, 113, 201, 338, 445; 1997 a. 27, 35, 135, 237, 255; 1999 a. 9, 109, 146, 167, 185; 2001 a. 16, 104, 109; 2003 a. 33, 64, 139, 220, 320; 2005 a. 25, 319, 335; 2007 a. 20, 42; 2009 a. 28, 224, 226, 276.

6           **SECTION 6.** 85.20 (4m) (a) 6. cm. of the statutes is amended to read:

7           85.20 (4m) (a) 6. cm. From the appropriation under s. 20.395 (1) (~~ht~~) (hc) <sup>✓</sup>, the  
8       department shall pay \$63,784,700 for aid payable for calendar year 2008,  
9       \$65,299,200 for aid payable for calendar year 2009, \$66,585,600 for aid payable for  
10      calendar year 2010, and \$68,583,200 for aid payable for calendar year 2011 and  
11      thereafter, to the eligible applicant that pays the local contribution required under  
12      par. (b) 1. for an urban mass transit system that has annual operating expenses of  
13      \$80,000,000 or more. If the eligible applicant that receives aid under this subd. 6.  
14      cm. is served by more than one urban mass transit system, the eligible applicant may  
15      allocate the aid between the urban mass transit systems in any manner the eligible  
16      applicant considers desirable. <sup>✓</sup>

**History:** 1973 c. 90, 333; 1975 c. 39; 1977 c. 29; 1979 c. 34 ss. 911p, 911r, 2102 (52) (a); 1979 c. 110 s. 60 (11); 1981 c. 20 ss. 1202 to 1207, 1232 to 1233; Stats. 1981 s. 85.20; 1983 a. 27; 1985 a. 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 239; 1993 a. 16, 279; 1995 a. 113, 201; 1997 a. 27; 1999 a. 9; 1999 a. 150 ss. 626, 672; 2001 a. 4, 16, 38; 2003 a. 33; 2005 a. 25; 2007 a. 20; 2009 a. 28.

17          **SECTION 7.** 85.20 (4m) (a) 6. d. of the statutes is amended to read:

18          85.20 (4m) (a) 6. d. From the appropriation under s. 20.395 (1) (~~hu~~) (hd) <sup>✓</sup>, the  
19      department shall pay \$16,754,000 for aid payable for calendar year 2008,  
20      \$17,158,400 for aid payable for calendar year 2009, \$17,496,400 for aid payable for  
21      calendar year 2010, and \$18,021,300 for aid payable for calendar year 2011 and

thereafter, to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses in excess of \$20,000,000 but less than \$80,000,000. If the eligible applicant that receives aid under this subd. 6. d. is served by more than one urban mass transit system, the eligible applicant may allocate the aid between the urban mass transit systems in any manner the eligible applicant considers desirable.

**History:** 1973 c. 90, 333; 1975 c. 39; 1977 c. 29; 1979 c. 34 ss. 911p, 911r, 2102 (52) (a); 1979 c. 110 s. 60 (11); 1981 c. 20 ss. 1202 to 1207, 1232 to 1233; Stats. 1981 s. 85.20; 1983 a. 27; 1985 a. 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 239; 1993 a. 16, 279; 1995 a. 113, 201; 1997 a. 27; 1999 a. 9; 1999 a. 150 ss. 626, 672; 2001 a. 4, 16, 38; 2003 a. 33; 2005 a. 25; 2007 a. 20; 2009 a. 28.

**SECTION 8.** 85.20 (4m) (a) 6. e. of the statutes is amended to read:

85.20 (4m) (a) 6. e. From the appropriation under s. 20.395 (1) ~~(hw)~~ (he), the department may pay the uniform percentage for each eligible applicant for a commuter or light rail system that has been enumerated under s. 85.062 (3). An eligible applicant may not receive aid under subd. 6. cm. or d., 7., or 8. for a commuter rail or light rail transit system.

**History:** 1973 c. 90, 333; 1975 c. 39; 1977 c. 29; 1979 c. 34 ss. 911p, 911r, 2102 (52) (a); 1979 c. 110 s. 60 (11); 1981 c. 20 ss. 1202 to 1207, 1232 to 1233; Stats. 1981 s. 85.20; 1983 a. 27; 1985 a. 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 239; 1993 a. 16, 279; 1995 a. 113, 201; 1997 a. 27; 1999 a. 9; 1999 a. 150 ss. 626, 672; 2001 a. 4, 16, 38; 2003 a. 33; 2005 a. 25; 2007 a. 20; 2009 a. 28.

**SECTION 9.** 85.20 (4m) (a) 7. a. of the statutes is amended to read:

85.20 (4m) (a) 7. a. From the appropriation under s. 20.395 (1) ~~(hr)~~ (ha), beginning with aid payable for calendar year 2002 and for each calendar year thereafter, the uniform percentage for each eligible applicant served by an urban mass transit system operating within an urbanized area having a population as shown in the 2000 federal decennial census of at least 50,000 or receiving federal mass transit aid for such area, and not specified in subd. 6.

**History:** 1973 c. 90, 333; 1975 c. 39; 1977 c. 29; 1979 c. 34 ss. 911p, 911r, 2102 (52) (a); 1979 c. 110 s. 60 (11); 1981 c. 20 ss. 1202 to 1207, 1232 to 1233; Stats. 1981 s. 85.20; 1983 a. 27; 1985 a. 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 239; 1993 a. 16, 279; 1995 a. 113, 201; 1997 a. 27; 1999 a. 9; 1999 a. 150 ss. 626, 672; 2001 a. 4, 16, 38; 2003 a. 33; 2005 a. 25; 2007 a. 20; 2009 a. 28.

**SECTION 10.** 85.20 (4m) (a) 8. a. of the statutes is amended to read:

85.20 (4m) (a) 8. a. From the appropriation under s. 20.395 (1) ~~(hs)~~ (hb), beginning with aid payable for calendar year 2002 and for each calendar year

1 thereafter, the uniform percentage for each eligible applicant served by an urban  
2 mass transit system operating within an area having a population as shown in the  
3 2000 federal decennial census of less than 50,000 or receiving federal mass transit  
4 aid for such area.✓

**History:** 1973 c. 90, 333; 1975 c. 39; 1977 c. 29; 1979 c. 34 ss. 911p, 911r, 2102 (52) (a); 1979 c. 110 s. 60 (11); 1981 c. 20 ss. 1202 to 1207, 1232 to 1233; Stats. 1981 s. 85.20; 1983 a. 27; 1985 a. 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 239; 1993 a. 16, 279; 1995 a. 113, 201; 1997 a. 27; 1999 a. 9; 1999 a. 150 ss. 626, 672; 2001 a. 4, 16, 38; 2003 a. 33; 2005 a. 25; 2007 a. 20; 2009 a. 28.

5 **SECTION 11. 85.20 (4s) of the statutes is amended to read:**

6 **85.20 (4s) PAYMENT OF AIDS UNDER THE CONTRACT.** The contracts executed  
7 between the department and eligible applicants under this section shall provide that  
8 the payment of the state aid allocation under sub. (4m) (a) for the last quarter of the  
9 state's fiscal year shall be provided from the following fiscal year's appropriation  
10 under s. 20.395 (1) ~~(hr), (hs), (ht), (hu), or (hw)~~ (ha), (hb), (hc), (hd), or (he).✓

**History:** 1973 c. 90, 333; 1975 c. 39; 1977 c. 29; 1979 c. 34 ss. 911p, 911r, 2102 (52) (a); 1979 c. 110 s. 60 (11); 1981 c. 20 ss. 1202 to 1207, 1232 to 1233; Stats. 1981 s. 85.20; 1983 a. 27; 1985 a. 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 239; 1993 a. 16, 279; 1995 a. 113, 201; 1997 a. 27; 1999 a. 9; 1999 a. 150 ss. 626, 672; 2001 a. 4, 16, 38; 2003 a. 33; 2005 a. 25; 2007 a. 20; 2009 a. 28.

11

**(END)**



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-0799/1  
EVM:nwn:jf

regenerate header

DOA:.....Byrnes, BB0166 - Change funding source for mass transit operating aids from transportation fund to general fund.

**FOR 2011-13 BUDGET -- NOT READY FOR INTRODUCTION**

1A 2 / 1 / 11

don't gen.

1 AN ACT ...; relating to: the budget.

*Analysis by the Legislative Reference Bureau*

**TRANSPORTATION**

**TRANSPORTATION AIDS**

Under current law, DOT provides state aid payments to local public bodies in urban areas served by mass transit systems to assist the local public bodies with the expenses of operating those systems.

This bill changes the funding source for mass transit operating aids from the transportation fund to the general fund.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

2 SECTION 1. 20.395 (1) (hr) of the statutes is renumbered 20.395 (1) (ha) and  
3 amended to read:

4 20.395 (1) (ha) Tier B transit operating aids, state funds. The From the general  
5 fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 7.

beginning in the 2012-2013  
fiscal year

1           **INSERT-Analysis**

Under current law, DOT provides state aid payments to local public bodies in urban areas served by mass transit systems to assist the local public bodies with the expenses of operating those systems. There are five classes of mass transit systems and the total amount of state aid payments to four of these classes of mass transit systems is limited to a specified amount in each calendar year. The fifth class is for certain commuter or light rail systems. There is no specified amount payable to the rail mass transit system class.

This bill decreases the total amount of state aid payments to the four classes of mass transit systems for which aid amounts are specified, as follows:

1. For mass transit systems having annual operating expenses of \$80,000,000 or more, the bill maintains the current limit of \$68,583,200 in calendar year 2011 and reduces the limit to \$61,724,900 in calendar year 2012 and \$55,552,400 in calendar year 2013 and thereafter.

2. For mass transit systems having annual operating expenses of over \$20,000,000 but less than \$80,000,000, the bill maintains the current limit of \$18,021,300 in calendar year 2011 and reduces the limit to \$16,219,200 in calendar year 2012 and \$14,597,300 in calendar year 2013 and thereafter.

3. For mass transit systems serving urban areas having a population of at least 50,000 but having annual operating expenses of no more than \$20,000,000, the bill maintains the current limit of \$25,852,500 in calendar year 2011 and reduces the limit to \$23,267,200 in calendar year 2012 and \$20,940,500 in calendar year 2013 and thereafter.

4. For mass transit systems serving urban areas having a population of less than 50,000, the bill maintains the current limit of \$5,852,200 in calendar year 2011 and reduces the limit to \$5,267,000 in calendar year 2012 and \$4,740,300 in calendar year 2013 and thereafter.

2

3           **INSERT 3-23**

4

5           **SECTION 1.** 85.20 (4m) (a) 6. cm. of the statutes is amended to read:

6           85.20 (4m) (a) 6. cm. From the appropriation under s. 20.395 (1) (ht), the  
7 department shall pay ~~\$63,784,700 for aid payable for calendar year 2008,~~  
8 ~~\$65,299,200 for aid payable for calendar year 2009,~~ \$66,585,600 for aid payable for  
9 calendar year 2010, and \$68,583,200 for aid payable for calendar year 2011,

1 \$61,724,900 for aid payable for calendar year 2012, and \$55,552,400 ✓  
2 for calendar year 2013 and thereafter, to the eligible applicant that pays the local  
3 contribution required under par. (b) 1. for an urban mass transit system that has  
4 annual operating expenses of \$80,000,000 or more. If the eligible applicant that  
5 receives aid under this subd. 6. cm. is served by more than one urban mass transit  
6 system, the eligible applicant may allocate the aid between the urban mass transit  
7 systems in any manner the eligible applicant considers desirable. ✓

History: 1973 c. 90, 333; 1975 c. 39; 1977 c. 29; 1979 c. 34 ss. 911p, 911r, 2102 (52) (a); 1979 c. 110 s. 60 (11); 1981 c. 20 ss. 1202 to 1207, 1232 to 1233; Stats. 1981 s. 85.20; 1983 a. 27; 1985 a. 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 239; 1993 a. 16, 279; 1995 a. 113, 201; 1997 a. 27; 1999 a. 9; 1999 a. 150 ss. 626, 672; 2001 a. 4, 16, 38; 2003 a. 33; 2005 a. 25; 2007 a. 20; 2009 a. 28.

8 **SECTION 2.** 85.20 (4m) (a) 6. cm. of the statutes, as affected by 2011 Wisconsin  
9 Act .... (this act), is amended to read:  
    ↑ create AR 2

10 85.20 (4m) (a) 6. cm. From the appropriation under s. 20.395 (1) ~~(ht)~~ (hc) ✓, the  
11 department shall pay \$66,585,600 for aid payable for calendar year 2010,  
12 \$68,583,200 for aid payable for calendar year 2011, \$61,724,900 for aid payable for  
13 calendar year 2012, and \$55,552,400 for aid payable for calendar year 2013 and  
14 thereafter, to the eligible applicant that pays the local contribution required under  
15 par. (b) 1. for an urban mass transit system that has annual operating expenses of  
16 \$80,000,000 or more. If the eligible applicant that receives aid under this subd. 6.  
17 cm. is served by more than one urban mass transit system, the eligible applicant may  
18 allocate the aid between the urban mass transit systems in any manner the eligible  
19 applicant considers desirable. ✓

20 **SECTION 3.** 85.20 (4m) (a) 6. d. of the statutes is amended to read:

21 85.20 (4m) (a) 6. d. From the appropriation under s. 20.395 (1) (hu), the  
22 department shall pay ~~\$16,754,000 for aid payable for calendar year 2008,~~  
23 ~~\$17,158,400 for aid payable for calendar year 2009,~~ \$17,496,400 for aid payable for  
24 calendar year 2010, and \$18,021,300 for aid payable for calendar year 2011.



1 \$16,219,200 for aid payable for calendar year 2012<sup>✓</sup> and \$14,597,300 for aid payable  
2 for calendar year 2013 and thereafter, to the eligible applicant that pays the local  
3 contribution required under par. (b) 1. for an urban mass transit system that has  
4 annual operating expenses in excess of \$20,000,000 but less than \$80,000,000. If the  
5 eligible applicant that receives aid under this subd. 6. d. is served by more than one  
6 urban mass transit system, the eligible applicant may allocate the aid between the  
7 urban mass transit systems in any manner the eligible applicant considers desirable.

History: 1973 c. 90, 333; 1975 c. 39; 1977 c. 29; 1979 c. 34 ss. 911p, 911r, 2102 (52) (a); 1979 c. 110 s. 60 (11); 1981 c. 20 ss. 1202 to 1207, 1232 to 1233; Stats. 1981 s. 85.20; 1983 a. 27; 1985 a. 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 239; 1993 a. 16, 279; 1995 a. 113, 201; 1997 a. 27; 1999 a. 9; 1999 a. 150 ss. 626, 672; 2001 a. 4, 16, 38; 2003 a. 33; 2005 a. 25; 2007 a. 20; 2009 a. 28.

8 **SECTION 4.** 85.20 (4m) (a) 6. d. of the statutes, as affected by 2011 Wisconsin  
9 Act .... (this act), is amended to read:

10 85.20 (4m) (a) 6. d. From the appropriation under s. 20.395 (1) (~~hu~~) (hd)<sup>✓</sup>, the  
11 department shall pay \$17,496,400 for aid payable for calendar year 2010,  
12 \$18,021,300 for aid payable for calendar year 2011, \$16,219,200 for aid payable for  
13 calendar year 2012, and \$14,597,300 for aid payable for calendar year 2013 and  
14 thereafter, to the eligible applicant that pays the local contribution required under  
15 par. (b) 1. for an urban mass transit system that has annual operating expenses in  
16 excess of \$20,000,000 but less than \$80,000,000. If the eligible applicant that  
17 receives aid under this subd. 6. d. is served by more than one urban mass transit  
18 system, the eligible applicant may allocate the aid between the urban mass transit  
19 systems in any manner the eligible applicant considers desirable.<sup>✓</sup>

20  
21 **INSERT 4-11**  
22

23 **SECTION 5.** 85.20 (4m) (a) 7. b. of the statutes is amended to read:

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

1       **SECTION 2.** 20.395 (1) (hs) of the statutes is renumbered 20.395 (1) (hb) and  
2 amended to read:

3       20.395 (1) (hb) *Tier C transit operating aids, state funds.* ~~The~~ From the general  
4 fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 8.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

5       **SECTION 3.** 20.395 (1) (ht) of the statutes is renumbered 20.395 (1) (hc) and  
6 amended to read:

7       20.395 (1) (hc) *Tier A-1 transit operating aids, state funds.* ~~The~~ From the  
8 general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m)  
9 (a) 6. cm.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

10       **SECTION 4.** 20.395 (1) (hu) of the statutes is renumbered 20.395 (1) (hd) and  
11 amended to read:

12       20.395 (1) (hd) *Tier A-2 transit operating aids, state funds.* ~~The~~ From the  
13 general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m)  
14 (a) 6. d.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

15       **SECTION 5.** 20.395 (1) (hw) of the statutes is renumbered 20.395 (1) (he) and  
16 amended to read:

17       20.395 (1) (he) *Tier A-3 transit operating aids, state funds.* ~~The~~ From the  
18 general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m)  
19 (a) 6. e.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

1       **SECTION 6.** 85.20 (4m) (a) 6. cm. of the statutes is amended to read:

2       85.20 (**4m**) (a) 6. cm. From the appropriation under s. 20.395 (1) (~~ht~~) (hc), the  
3       department shall pay \$63,784,700 for aid payable for calendar year 2008,  
4       \$65,299,200 for aid payable for calendar year 2009, \$66,585,600 for aid payable for  
5       calendar year 2010, and \$68,583,200 for aid payable for calendar year 2011 and  
6       thereafter, to the eligible applicant that pays the local contribution required under  
7       par. (b) 1. for an urban mass transit system that has annual operating expenses of  
8       \$80,000,000 or more. If the eligible applicant that receives aid under this subd. 6.  
9       cm. is served by more than one urban mass transit system, the eligible applicant may  
10      allocate the aid between the urban mass transit systems in any manner the eligible  
11      applicant considers desirable.

12      **SECTION 7.** 85.20 (4m) (a) 6. d. of the statutes is amended to read:

13      85.20 (**4m**) (a) 6. d. From the appropriation under s. 20.395 (1) (~~hu~~) (hd), the  
14      department shall pay \$16,754,000 for aid payable for calendar year 2008,  
15      \$17,158,400 for aid payable for calendar year 2009, \$17,496,400 for aid payable for  
16      calendar year 2010, and \$18,021,300 for aid payable for calendar year 2011 and  
17      thereafter, to the eligible applicant that pays the local contribution required under  
18      par. (b) 1. for an urban mass transit system that has annual operating expenses in  
19      excess of \$20,000,000 but less than \$80,000,000. If the eligible applicant that  
20      receives aid under this subd. 6. d. is served by more than one urban mass transit  
21      system, the eligible applicant may allocate the aid between the urban mass transit  
22      systems in any manner the eligible applicant considers desirable.

23      **SECTION 8.** 85.20 (4m) (a) 6. e. of the statutes is amended to read:

24      85.20 (**4m**) (a) 6. e. From the appropriation under s. 20.395 (1) (~~hw~~) (he), the  
25      department may pay the uniform percentage for each eligible applicant for a

INSERT  
3-23

1 commuter or light rail system that has been enumerated under s. 85.062 (3). An  
2 eligible applicant may not receive aid under subd. 6. cm. or d., 7., or 8. for a commuter  
3 rail or light rail transit system.

4 **SECTION 9.** 85.20 (4m) (a) 7. a. of the statutes is amended to read:

5 85.20 (4m) (a) 7. a. From the appropriation under s. 20.395 (1) (~~hr~~) (ha),  
6 beginning with aid payable for calendar year 2002 and for each calendar year  
7 thereafter, the uniform percentage for each eligible applicant served by an urban  
8 mass transit system operating within an urbanized area having a population as  
9 shown in the 2000 federal decennial census of at least 50,000 or receiving federal  
10 mass transit aid for such area, and not specified in subd. 6.

11 **SECTION 10.** 85.20 (4m) (a) 8. a. of the statutes is amended to read:

12 85.20 (4m) (a) 8. a. From the appropriation under s. 20.395 (1) (~~hs~~) (hb),  
13 beginning with aid payable for calendar year 2002 and for each calendar year  
14 thereafter, the uniform percentage for each eligible applicant served by an urban  
15 mass transit system operating within an area having a population as shown in the  
16 2000 federal decennial census of less than 50,000 or receiving federal mass transit  
17 aid for such area.

18 **SECTION 11.** 85.20 (4s) of the statutes is amended to read:

19 85.20 (4s) PAYMENT OF AIDS UNDER THE CONTRACT. The contracts executed  
20 between the department and eligible applicants under this section shall provide that  
21 the payment of the state aid allocation under sub. (4m) (a) for the last quarter of the  
22 state's fiscal year shall be provided from the following fiscal year's appropriation  
23 under s. 20.395 (1) (~~hr~~), (~~hs~~), (~~ht~~), (~~hu~~), or (~~hw~~) (ha), (hb), (hc), (hd), or (he).

24 (END)

85.20 (4m) (a) 7. b. For the purpose of making allocations under subd. 7. a., the amounts for aids are ~~\$24,034,400 in calendar year 2008, \$24,614,500 in calendar year 2009,~~ \$25,099,500 in calendar year 2010, and \$25,852,500 in calendar year 2011, \$23,267,200 in calendar year 2012, and \$20,940,500 in calendar year 2013 and thereafter. These amounts, to the extent practicable, shall be used to determine the uniform percentage in the particular calendar year.✓

History: 1973 c. 90, 333; 1975 c. 39; 1977 c. 29; 1979 c. 34 ss. 911p, 911r, 2102 (52) (a); 1979 c. 110 s. 60 (11); 1981 c. 20 ss. 1202 to 1207, 1232 to 1233; Stats. 1981 s. 85.20; 1983 a. 27; 1985 a. 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 239; 1993 a. 16, 279; 1995 a. 113, 201; 1997 a. 27; 1999 a. 9; 1999 a. 150 ss. 626, 672; 2001 a. 4, 16, 38; 2003 a. 33; 2005 a. 25; 2007 a. 20; 2009 a. 28.

**INSERT 4-18**

**SECTION 6.** 85.20 (4m) (a) 8. b. of the statutes is amended to read:

85.20 (4m) (a) 8. b. For the purpose of making allocations under subd. 8. a., the amounts for aids are ~~\$5,440,500 in calendar year 2008, \$5,571,800 in calendar year 2009,~~ \$5,681,600 in calendar year 2010, and \$5,852,200 in calendar year 2011, \$5,267,000 in calendar year 2012, and \$4,740,300 in calendar year 2013 and thereafter. These amounts, to the extent practicable, shall be used to determine the uniform percentage in the particular calendar year.✓

History: 1973 c. 90, 333; 1975 c. 39; 1977 c. 29; 1979 c. 34 ss. 911p, 911r, 2102 (52) (a); 1979 c. 110 s. 60 (11); 1981 c. 20 ss. 1202 to 1207, 1232 to 1233; Stats. 1981 s. 85.20; 1983 a. 27; 1985 a. 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 239; 1993 a. 16, 279; 1995 a. 113, 201; 1997 a. 27; 1999 a. 9; 1999 a. 150 ss. 626, 672; 2001 a. 4, 16, 38; 2003 a. 33; 2005 a. 25; 2007 a. 20; 2009 a. 28.

**INSERT 4-24**

**SECTION 9448. Effective dates; Transportation.**

(1) MASS TRANSIT OPERATING AIDS. The treatment of sections 20.395 (1) (hr)✓, (hs)✓, (ht)✓, (hu)✓, and (hw)✓, 85.20 (4m) (a) 6. cm. (by SECTION 2)✓, d. (by SECTION 4)✓, and e.✓, 7. a.✓, and 8. a.✓, and (4s)✓ of the statutes takes effect on July 1, 2012.✓

use A.R. 2  
use A.R. 4

**Mueller, Eric**

---

**From:** Byrnes, Tyler - DOA [Tyler.Byrnes@wisconsin.gov]

**Sent:** Friday, February 04, 2011 6:08 PM

**To:** Mueller, Eric

**Subject:** LRB-0799/2 - Transit Operating Aids

Eric,

Could you make a couple of changes to this draft?

1. The CY13 amounts should be equal to the CY12 amounts. We're now only cutting 10% in the first calendar year.
2. Can you include a provision requiring the department to prepare, as part of their 2013-15 budget request, changes to the tiered transit operating system distribution percentages and funding amounts in response to any changes in federal aid due to population changes from the 2010 census.

Thanks,

Tyler

2/7/2011



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-0799/2  
EVM:nwn:rs

13

DOA:.....Byrnes, BB0166 - Mass transit operating aids amounts and funding source.

**FOR 2011-13 BUDGET -- NOT READY FOR INTRODUCTION**

RMR

Inserts

Ln 217/11

don't gen.

1

AN ACT ...; relating to: the budget.

*Analysis by the Legislative Reference Bureau*

**TRANSPORTATION**

**TRANSPORTATION AIDS**

Under current law, DOT provides state aid payments to local public bodies in urban areas served by mass transit systems to assist the local public bodies with the expenses of operating those systems. There are five classes of mass transit systems and the total amount of state aid payments to four of these classes of mass transit systems is limited to a specified amount in each calendar year. The fifth class is for certain commuter or light rail systems. There is no specified amount payable to the rail mass transit system class.

This bill decreases the total amount of state aid payments to the four classes of mass transit systems for which aid amounts are specified, as follows:

1. For mass transit systems having annual operating expenses of \$80,000,000 or more, the bill maintains the current limit of \$68,583,200 in calendar year 2011 and reduces the limit to \$61,724,900 in calendar year 2012 and \$55,552,400 in calendar year 2013 and thereafter.

2. For mass transit systems having annual operating expenses of over \$20,000,000 but less than \$80,000,000, the bill maintains the current limit of \$18,021,300 in calendar year 2011 and reduces the limit to \$16,219,200 in calendar year 2012 and \$14,597,300 in calendar year 2013 and thereafter.

3. For mass transit systems serving urban areas having a population of at least 50,000 but having annual operating expenses of no more than \$20,000,000, the bill maintains the current limit of \$25,852,500 in calendar year 2011 and reduces the limit to \$23,267,200 in calendar year 2012 and \$20,940,500 in calendar year 2013 and thereafter.

4. For mass transit systems serving urban areas having a population of less than 50,000, the bill maintains the current limit of \$5,852,200 in calendar year 2011 and reduces the limit to \$5,267,000 in calendar year 2012 and \$4,740,300 in calendar year 2013 and thereafter.

This bill also changes the funding source for mass transit operating aids from the transportation fund to the general fund beginning in the 2012-2013 fiscal year.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

---

***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

SECTION 1. 20.395 (1) (hr) of the statutes is renumbered 20.395 (1) (ha) and amended to read:

20.395 (1) (ha) *Tier B transit operating aids, state funds.* ~~The~~ From the general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 7.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 2. 20.395 (1) (hs) of the statutes is renumbered 20.395 (1) (hb) and amended to read:

20.395 (1) (hb) *Tier C transit operating aids, state funds.* ~~The~~ From the general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 8.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 3. 20.395 (1) (ht) of the statutes is renumbered 20.395 (1) (hc) and amended to read:

20.395 (1) (hc) *Tier A-1 transit operating aids, state funds.* ~~The~~ From the general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 6. cm.



\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 4. 20.395 (1) (hu) of the statutes is renumbered 20.395 (1) (hd) and amended to read:

20.395 (1) (hd) *Tier A-2 transit operating aids, state funds.* ~~The~~ From the general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 6. d.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 5. 20.395 (1) (hw) of the statutes is renumbered 20.395 (1) (he) and amended to read:

20.395 (1) (he) *Tier A-3 transit operating aids, state funds.* ~~The~~ From the general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 6. e.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 6. 85.20 (4m) (a) 6. cm. of the statutes is amended to read:

85.20 (4m) (a) 6. cm. From the appropriation under s. 20.395 (1) (ht), the department shall pay ~~\$63,784,700 for aid payable for calendar year 2008,~~ ~~\$65,299,200 for aid payable for calendar year 2009,~~ \$66,585,600 for aid payable for calendar year 2010, and \$68,583,200 for aid payable for calendar year 2011, <sup>and</sup> \$61,724,900 for aid payable for calendar year 2012, and \$55,552,400 for aid payable for calendar year 2013 and thereafter, to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses of \$80,000,000 or more. If the eligible applicant that receives aid under this subd. 6. cm. is served by more than one urban mass transit

1 system, the eligible applicant may allocate the aid between the urban mass transit  
2 systems in any manner the eligible applicant considers desirable.

3 **SECTION 7.** 85.20 (4m) (a) 6. cm. of the statutes, as affected by 2011 Wisconsin  
4 Act .... (this act), is amended to read:

5 85.20 (4m) (a) 6. cm. From the appropriation under s. 20.395 (1) ~~(ht)~~ (hc), the  
6 department shall pay \$66,585,600 for aid payable for calendar year 2010,  
7 \$68,583,200 for aid payable for calendar year 2011, <sup>and</sup> \$61,724,900 for aid payable for ✓  
8 calendar year 2012, and \$55,552,400 for aid payable for calendar year 2013 and  
9 thereafter, to the eligible applicant that pays the local contribution required under  
10 par. (b) 1. for an urban mass transit system that has annual operating expenses of  
11 \$80,000,000 or more. If the eligible applicant that receives aid under this subd. 6.  
12 cm. is served by more than one urban mass transit system, the eligible applicant may  
13 allocate the aid between the urban mass transit systems in any manner the eligible  
14 applicant considers desirable.

15 **SECTION 8.** 85.20 (4m) (a) 6. d. of the statutes is amended to read:

16 85.20 (4m) (a) 6. d. From the appropriation under s. 20.395 (1) (hu), the  
17 department shall pay ~~\$16,754,000 for aid payable for calendar year 2008,~~  
18 ~~\$17,158,400 for aid payable for calendar year 2009,~~ \$17,496,400 for aid payable for  
19 calendar year 2010, ~~and~~ \$18,021,300 for aid payable for calendar year 2011,  
20 <sup>and</sup> \$16,219,200 for aid payable for calendar year 2012, and \$14,597,300 for aid payable  
21 for calendar year 2013 and thereafter, to the eligible applicant that pays the local  
22 contribution required under par. (b) 1. for an urban mass transit system that has  
23 annual operating expenses in excess of \$20,000,000 but less than \$80,000,000. If the  
24 eligible applicant that receives aid under this subd. 6. d. is served by more than one

1 urban mass transit system, the eligible applicant may allocate the aid between the  
2 urban mass transit systems in any manner the eligible applicant considers desirable.

3 **SECTION 9.** 85.20 (4m) (a) 6. d. of the statutes, as affected by 2011 Wisconsin  
4 Act .... (this act), is amended to read:

5 85.20 (**4m**) (a) 6. d. From the appropriation under s. 20.395 (1) (~~hu~~) (hd), the  
6 department shall pay \$17,496,400 for aid payable for calendar year 2010,  
7 \$18,021,300 for aid payable for calendar year 2011, <sup>and</sup> \$16,219,200 for aid payable for  
8 calendar year 2012, and \$14,597,300 for aid payable for calendar year 2013 and  
9 thereafter, to the eligible applicant that pays the local contribution required under  
10 par. (b) 1. for an urban mass transit system that has annual operating expenses in  
11 excess of \$20,000,000 but less than \$80,000,000. If the eligible applicant that  
12 receives aid under this subd. 6. d. is served by more than one urban mass transit  
13 system, the eligible applicant may allocate the aid between the urban mass transit  
14 systems in any manner the eligible applicant considers desirable. ✓

15 **SECTION 10.** 85.20 (4m) (a) 6. e. of the statutes is amended to read:

16 85.20 (**4m**) (a) 6. e. From the appropriation under s. 20.395 (1) (~~hw~~) (he), the  
17 department may pay the uniform percentage for each eligible applicant for a  
18 commuter or light rail system that has been enumerated under s. 85.062 (3). An  
19 eligible applicant may not receive aid under subd. 6. cm. or d., 7., or 8. for a commuter  
20 rail or light rail transit system. ✓

21 **SECTION 11.** 85.20 (4m) (a) 7. a. of the statutes is amended to read:

22 85.20 (**4m**) (a) 7. a. From the appropriation under s. 20.395 (1) (~~hr~~) (ha),  
23 beginning with aid payable for calendar year 2002 and for each calendar year  
24 thereafter, the uniform percentage for each eligible applicant served by an urban  
25 mass transit system operating within an urbanized area having a population as

1 shown in the 2000 federal decennial census of at least 50,000 or receiving federal  
2 mass transit aid for such area, and not specified in subd. 6. ✓

3 **SECTION 12.** 85.20 (4m) (a) 7. b. of the statutes is amended to read:

4 85.20 (4m) (a) 7. b. For the purpose of making allocations under subd. 7. a., the  
5 amounts for aids are ~~\$24,034,400 in calendar year 2008, \$24,614,500 in calendar~~  
6 ~~year 2009, \$25,099,500 in calendar year 2010, and \$25,852,500 in calendar year~~  
7 ~~2011, <sup>and</sup> \$23,267,200 in calendar year 2012, and \$20,940,500 in calendar year 2013~~ and  
8 thereafter. These amounts, to the extent practicable, shall be used to determine the  
9 uniform percentage in the particular calendar year.

10 **SECTION 13.** 85.20 (4m) (a) 8. a. of the statutes is amended to read:

11 85.20 (4m) (a) 8. a. From the appropriation under s. 20.395 (1) ~~(hs)~~ (hb),  
12 beginning with aid payable for calendar year 2002 and for each calendar year  
13 thereafter, the uniform percentage for each eligible applicant served by an urban  
14 mass transit system operating within an area having a population as shown in the  
15 2000 federal decennial census of less than 50,000 or receiving federal mass transit  
16 aid for such area. ✓

17 **SECTION 14.** 85.20 (4m) (a) 8. b. of the statutes is amended to read:

18 85.20 (4m) (a) 8. b. For the purpose of making allocations under subd. 8. a., the  
19 amounts for aids are ~~\$5,440,500 in calendar year 2008, \$5,571,800 in calendar year~~  
20 ~~2009, \$5,681,600 in calendar year 2010, and \$5,852,200 in calendar year 2011,~~  
21 ~~<sup>and</sup> \$5,267,000 in calendar year 2012, and \$4,740,300 in calendar year 2013~~ and  
22 thereafter. These amounts, to the extent practicable, shall be used to determine the  
23 uniform percentage in the particular calendar year. ✓

24 **SECTION 15.** 85.20 (4s) of the statutes is amended to read:

1           85.20 (4s) PAYMENT OF AIDS UNDER THE CONTRACT. The contracts executed  
2           between the department and eligible applicants under this section shall provide that  
3           the payment of the state aid allocation under sub. (4m) (a) for the last quarter of the  
4           state's fiscal year shall be provided from the following fiscal year's appropriation  
5           under s. 20.395 (1) ~~(hr), (hs), (ht), (hu), or (hw)~~ (ha), (hb), (hc), (hd), or (he).

6           **SECTION 9448. Effective dates; Transportation.**

7           (1) MASS TRANSIT OPERATING AIDS. The treatment of sections 20.395 (1) (hr), (hs),  
8           (ht), (hu), and (hw), 85.20 (4m) (a) 6. cm. (by SECTION 7), d. (by SECTION 9), and e., 7.  
9           a., and 8. a., and (4s) of the statutes takes effect on July 1, 2012.

10                           (END)

**2011-2012 DRAFTING INSERT**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-0799/3ins  
EVM:nwn:rs

**INS 7-5**

**SECTION 9148.<sup>✓</sup> Nonstatutory provisions; Transportation.**

(1) MASS TRANSIT OPERATING AIDS. In submitting information under section 16.42<sup>✓</sup> of the statutes for purposes of the 2013-15 biennial budget act<sup>✓</sup>, the department of transportation shall include recommended changes to the distribution percentages and funding amounts of the urban mass transit operating assistance program<sup>✓</sup> under section 85.20<sup>✓</sup> of the statutes<sup>✓</sup> *as affected by this act,* in response to any changes in federal aid due to the 2010 decennial federal census.



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-0799/3  
EVM:nwn:jf

DOA:.....Byrnes, BB0166 - Mass transit operating aids amounts and funding source.

**FOR 2011-13 BUDGET -- NOT READY FOR INTRODUCTION**

1 **AN ACT ...; relating to:** the budget.

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*Analysis by the Legislative Reference Bureau*

**TRANSPORTATION**

**TRANSPORTATION AIDS**

Under current law, DOT provides state aid payments to local public bodies in urban areas served by mass transit systems to assist the local public bodies with the expenses of operating those systems. There are five classes of mass transit systems and the total amount of state aid payments to four of these classes of mass transit systems is limited to a specified amount in each calendar year. The fifth class is for certain commuter or light rail systems. There is no specified amount payable to the rail mass transit system class.

This bill decreases the total amount of state aid payments to the four classes of mass transit systems for which aid amounts are specified, as follows:

1. For mass transit systems having annual operating expenses of \$80,000,000 or more, the bill maintains the current limit of \$68,583,200 in calendar year 2011 and reduces the limit to \$61,724,900 in calendar year 2012 and thereafter.

2. For mass transit systems having annual operating expenses of over \$20,000,000 but less than \$80,000,000, the bill maintains the current limit of \$18,021,300 in calendar year 2011 and reduces the limit to \$16,219,200 in calendar year 2012 and thereafter.

3. For mass transit systems serving urban areas having a population of at least 50,000 but having annual operating expenses of no more than \$20,000,000, the bill maintains the current limit of \$25,852,500 in calendar year 2011 and reduces the limit to \$23,267,200 in calendar year 2012 and thereafter.

4. For mass transit systems serving urban areas having a population of less than 50,000, the bill maintains the current limit of \$5,852,200 in calendar year 2011 and reduces the limit to \$5,267,000 in calendar year 2012 and thereafter.

This bill also changes the funding source for mass transit operating aids from the transportation fund to the general fund beginning in the 2012-2013 fiscal year.

For further information see the **state and local** fiscal estimate, which will be printed as an appendix to this bill.

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

1           **SECTION 1.** 20.395 (1) (hr) of the statutes is renumbered 20.395 (1) (ha) and  
2 amended to read:

3           20.395 (1) (ha) *Tier B transit operating aids, state funds.* The From the general  
4 fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 7.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

5           **SECTION 2.** 20.395 (1) (hs) of the statutes is renumbered 20.395 (1) (hb) and  
6 amended to read:

7           20.395 (1) (hb) *Tier C transit operating aids, state funds.* The From the general  
8 fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 8.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

9           **SECTION 3.** 20.395 (1) (ht) of the statutes is renumbered 20.395 (1) (hc) and  
10 amended to read:

11           20.395 (1) (hc) *Tier A-1 transit operating aids, state funds.* The From the  
12 general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m)  
13 (a) 6. cm.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.



1           **SECTION 4.** 20.395 (1) (hu) of the statutes is renumbered 20.395 (1) (hd) and  
2 amended to read:

3           20.395 (1) (hd) *Tier A-2 transit operating aids, state funds.* ~~The~~ From the  
4 general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m)  
5 (a) 6. d.

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.

6           **SECTION 5.** 20.395 (1) (hw) of the statutes is renumbered 20.395 (1) (he) and  
7 amended to read:

8           20.395 (1) (he) *Tier A-3 transit operating aids, state funds.* ~~The~~ From the  
9 general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m)  
10 (a) 6. e.

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.

11          **SECTION 6.** 85.20 (4m) (a) 6. cm. of the statutes is amended to read:

12          85.20 (~~4m~~) (a) 6. cm. From the appropriation under s. 20.395 (1) (ht), the  
13 department shall pay ~~\$63,784,700 for aid payable for calendar year 2008,~~  
14 ~~\$65,299,200 for aid payable for calendar year 2009,~~ \$66,585,600 for aid payable for  
15 calendar year 2010, ~~and~~ \$68,583,200 for aid payable for calendar year 2011, and  
16 \$61,724,900 for aid payable for calendar year 2012 and thereafter, to the eligible  
17 applicant that pays the local contribution required under par. (b) 1. for an urban  
18 mass transit system that has annual operating expenses of \$80,000,000 or more. If  
19 the eligible applicant that receives aid under this subd. 6. cm. is served by more than  
20 one urban mass transit system, the eligible applicant may allocate the aid between  
21 the urban mass transit systems in any manner the eligible applicant considers  
22 desirable.

1           **SECTION 7.** 85.20 (4m) (a) 6. cm. of the statutes, as affected by 2011 Wisconsin  
2 Act .... (this act), is amended to read:

3           85.20 (**4m**) (a) 6. cm. From the appropriation under s. 20.395 (1) (~~ht~~) (hc), the  
4 department shall pay \$66,585,600 for aid payable for calendar year 2010,  
5 \$68,583,200 for aid payable for calendar year 2011, and \$61,724,900 for aid payable  
6 for calendar year 2012 and thereafter, to the eligible applicant that pays the local  
7 contribution required under par. (b) 1. for an urban mass transit system that has  
8 annual operating expenses of \$80,000,000 or more. If the eligible applicant that  
9 receives aid under this subd. 6. cm. is served by more than one urban mass transit  
10 system, the eligible applicant may allocate the aid between the urban mass transit  
11 systems in any manner the eligible applicant considers desirable.

12           **SECTION 8.** 85.20 (4m) (a) 6. d. of the statutes is amended to read:

13           85.20 (**4m**) (a) 6. d. From the appropriation under s. 20.395 (1) (hu), the  
14 department shall pay ~~\$16,754,000 for aid payable for calendar year 2008,~~  
15 ~~\$17,158,400 for aid payable for calendar year 2009,~~ \$17,496,400 for aid payable for  
16 calendar year 2010, and \$18,021,300 for aid payable for calendar year 2011, and  
17 \$16,219,200 for aid payable for calendar year 2012 and thereafter, to the eligible  
18 applicant that pays the local contribution required under par. (b) 1. for an urban  
19 mass transit system that has annual operating expenses in excess of \$20,000,000 but  
20 less than \$80,000,000. If the eligible applicant that receives aid under this subd. 6.  
21 d. is served by more than one urban mass transit system, the eligible applicant may  
22 allocate the aid between the urban mass transit systems in any manner the eligible  
23 applicant considers desirable.

24           **SECTION 9.** 85.20 (4m) (a) 6. d. of the statutes, as affected by 2011 Wisconsin  
25 Act .... (this act), is amended to read:

1       85.20 (4m) (a) 6. d. From the appropriation under s. 20.395 (1) ~~(hu)~~ (hd), the  
2       department shall pay \$17,496,400 for aid payable for calendar year 2010,  
3       \$18,021,300 for aid payable for calendar year 2011, and \$16,219,200 for aid payable  
4       for calendar year 2012 and thereafter, to the eligible applicant that pays the local  
5       contribution required under par. (b) 1. for an urban mass transit system that has  
6       annual operating expenses in excess of \$20,000,000 but less than \$80,000,000. If the  
7       eligible applicant that receives aid under this subd. 6. d. is served by more than one  
8       urban mass transit system, the eligible applicant may allocate the aid between the  
9       urban mass transit systems in any manner the eligible applicant considers desirable.

10       **SECTION 10.** 85.20 (4m) (a) 6. e. of the statutes is amended to read:

11       85.20 (4m) (a) 6. e. From the appropriation under s. 20.395 (1) ~~(hw)~~ (he), the  
12       department may pay the uniform percentage for each eligible applicant for a  
13       commuter or light rail system that has been enumerated under s. 85.062 (3). An  
14       eligible applicant may not receive aid under subd. 6. cm. or d., 7., or 8. for a commuter  
15       rail or light rail transit system.

16       **SECTION 11.** 85.20 (4m) (a) 7. a. of the statutes is amended to read:

17       85.20 (4m) (a) 7. a. From the appropriation under s. 20.395 (1) ~~(hr)~~ (ha),  
18       beginning with aid payable for calendar year 2002 and for each calendar year  
19       thereafter, the uniform percentage for each eligible applicant served by an urban  
20       mass transit system operating within an urbanized area having a population as  
21       shown in the 2000 federal decennial census of at least 50,000 or receiving federal  
22       mass transit aid for such area, and not specified in subd. 6.

23       **SECTION 12.** 85.20 (4m) (a) 7. b. of the statutes is amended to read:

24       85.20 (4m) (a) 7. b. For the purpose of making allocations under subd. 7. a., the  
25       amounts for aids are ~~\$24,034,400 in calendar year 2008, \$24,614,500 in calendar~~

1 ~~year 2009~~, \$25,099,500 in calendar year 2010, ~~and \$25,852,500 in calendar year~~  
2 ~~2011, and \$23,267,200 in calendar year 2012~~ and thereafter. These amounts, to the  
3 extent practicable, shall be used to determine the uniform percentage in the  
4 particular calendar year.

5 **SECTION 13.** 85.20 (4m) (a) 8. a. of the statutes is amended to read:

6 85.20 (4m) (a) 8. a. From the appropriation under s. 20.395 (1) ~~(hs)~~ (hb),  
7 beginning with aid payable for calendar year 2002 and for each calendar year  
8 thereafter, the uniform percentage for each eligible applicant served by an urban  
9 mass transit system operating within an area having a population as shown in the  
10 2000 federal decennial census of less than 50,000 or receiving federal mass transit  
11 aid for such area.

12 **SECTION 14.** 85.20 (4m) (a) 8. b. of the statutes is amended to read:

13 85.20 (4m) (a) 8. b. For the purpose of making allocations under subd. 8. a., the  
14 amounts for aids are ~~\$5,440,500 in calendar year 2008, \$5,571,800 in calendar year~~  
15 ~~2009~~, \$5,681,600 in calendar year 2010, ~~and \$5,852,200 in calendar year 2011, and~~  
16 \$5,267,000 in calendar year 2012 and thereafter. These amounts, to the extent  
17 practicable, shall be used to determine the uniform percentage in the particular  
18 calendar year.

19 **SECTION 15.** 85.20 (4s) of the statutes is amended to read:

20 85.20 (4s) PAYMENT OF AIDS UNDER THE CONTRACT. The contracts executed  
21 between the department and eligible applicants under this section shall provide that  
22 the payment of the state aid allocation under sub. (4m) (a) for the last quarter of the  
23 state's fiscal year shall be provided from the following fiscal year's appropriation  
24 under s. 20.395 (1) ~~(hr), (hs), (ht), (hu), or (hw)~~ (ha), (hb), (hc), (hd), or (he).

25 **SECTION 9148. Nonstatutory provisions; Transportation.**

(1) MASS TRANSIT OPERATING AIDS. In submitting information under section 16.42 of the statutes for purposes of the 2013–15 biennial budget act, the department of transportation shall include recommended changes to the distribution percentages and funding amounts of the urban mass transit operating assistance program under section 85.20 of the statutes, as affected by this act, in response to any changes in federal aid due to the 2010 decennial federal census.

**SECTION 9448. Effective dates; Transportation.**

(1) **MASS TRANSIT OPERATING AIDS.** The treatment of sections 20.395 (1) (hr), (hs), (ht), (hu), and (hw), 85.20 (4m) (a) 6. cm. (by SECTION 7), d. (by SECTION 9), and e., 7. a., and 8. a., and (4s) of the statutes takes effect on July 1, 2012.

**(END)**